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Attestation

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The attached documents are exact copies of the European patent application described on the following page, as originally filed.

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Patentanmeldung Nr. Patent application No. Demande de brevet n°

98201868.1

## PRIORITY DOCUMENT

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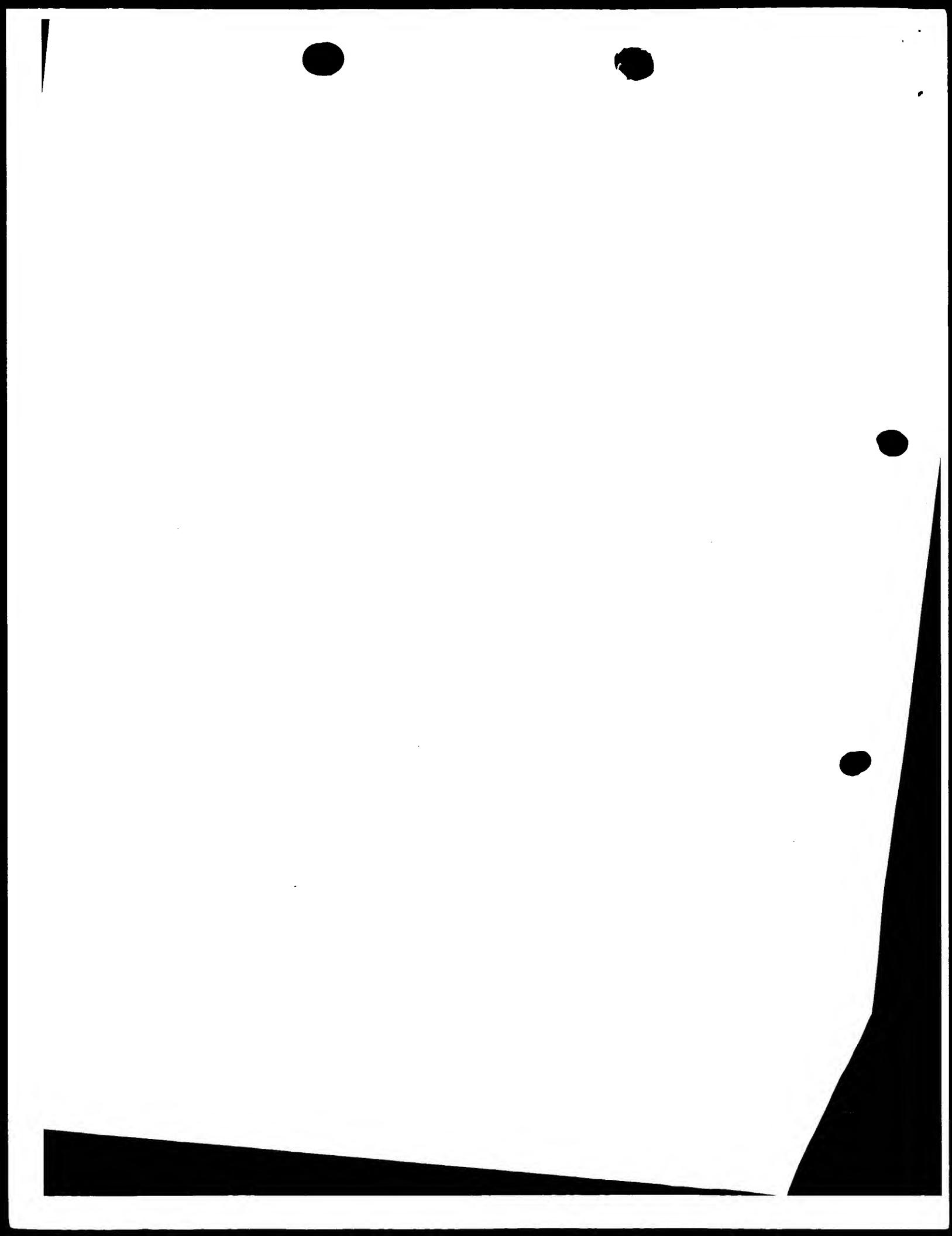
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**Blatt 2 der Bescheinigung  
Sheet 2 of the certificate  
Page 2 de l'attestation**

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Anmelder  
Applicant(s)  
Demandeur(s)  
Rijksuniversiteit te Groningen  
9712 CP Groningen  
NETHERLANDS

Bezeichnung der Erfindung  
Title of the invention  
Titre de l'invention  
Biomedical polyurethane, its preparation and use

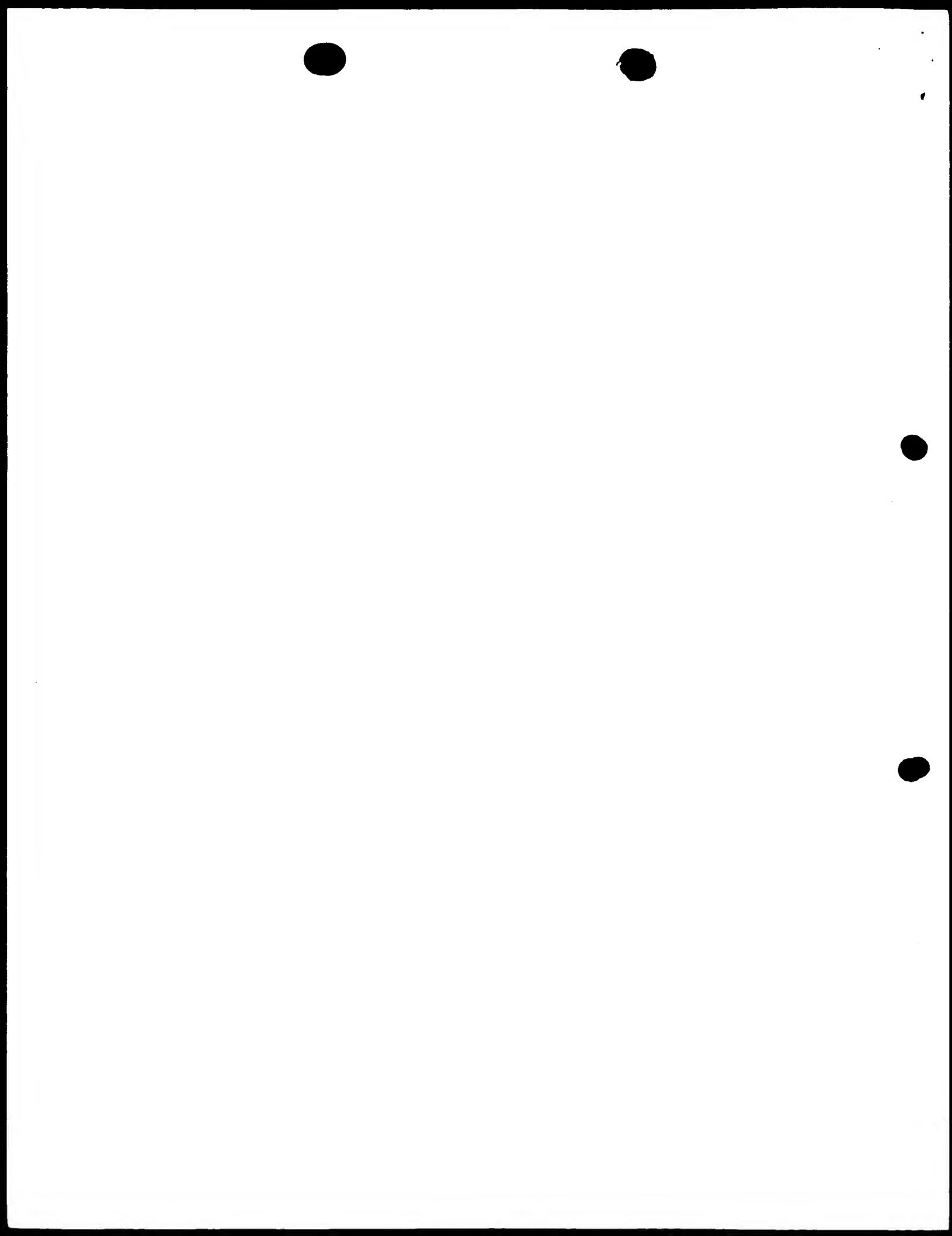
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Remarques



EUR 4710

Title: Biomedical polyurethane, its preparation and use.

The invention is directed to biomedical polyurethanes and the use thereof in various applications.

Biomedical polyurethanes (PUs) have been used for a wide range of applications. Examples include nerve guides, 5 meniscal reconstruction materials, artificial skin and artificial veins.

For these applications, usually commercially available polyurethanes are used. These materials frequently exhibit good mechanical properties but an important 10 disadvantage is that they contain aromatic diphenylmethane diisocyanate (MDI). MDI based polyurethanes are known to release carcinogenic and mutagenic products on degradation. Furthermore, they often show low resistance to tearing. A 15 high resistance to tearing is important to prevent sutures from tearing out of a biomaterial. The development of new medical grade polyurethanes with good mechanical properties is therefore highly desirable.

Further an important aspect of the biomedical polyurethanes is the requirement that they can be processed 20 into porous shaped bodies, e.g. as implants.

In the development of the novel materials of the invention, first porous 50/50 copoly( $\epsilon$ -caprolactone/L-lactide) materials were used for the reconstruction of meniscal lesions. They showed a very good adhesion to the 25 meniscal tissue and, therefore, a good healing of the meniscal lesion. The mechanical properties of this copolymer resemble the mechanical properties of polyurethanes because of the high molecular weight and the presence of crystallisable L-lactide sequences. The polymer had, however, 30 certain drawbacks. First, the degradation rate was somewhat too high. New meniscal tissue, the so called fibrocartilage, is formed after an induction time of 10 to 20 weeks.

Second, due to the very high molecular weight of the polymer a maximum concentration of 5% could be reached. This resulted in very low compression moduli of porous materials.

- 5 For the ingrowth of fibrocartilage higher moduli were needed. Finally, the L-lactide crystals, which are still present after 8 years of in-vitro degradation, may induce an inflammatory reaction since cells cannot digest them unlike poly( $\epsilon$ -caprolactone) and polyglycolide crystals.

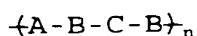
- 10 To avoid lactide crystallinity, an amorphous 50/50 copoly( $\epsilon$ -caprolactone/85,15 L,D-lactide) was used for the production of nerve guides. Due to the absence of crystals, however, this polymer showed swelling upon degradation. Therefore, the focus was put on the synthesis of  $\epsilon$ -caprolactone and L-lactide based polyurethanes. The urethane hard segments crystals are likely to be small and susceptible to enzymatic degradation. In addition, by making an  $\epsilon$ -caprolactone and L-lactide based PU the biocompatibility may be improved.

- 20 When the copolymer was simply chain extended with diisocyanates, the mechanical properties of the resulting polymer were poor due to the absence of a phase separated morphology. Phase separated morphologies can be reached when an isocyanate terminated polyol is chain extended with a diamine or diol resulting in a polyurethane urea and caprolactone based prepolymer respectively. However, the L-lactide and  $\epsilon$ -caprolactone based prepolymer showed a deviant behavior with respect to chain extension using a diamine and diol. It appeared that the prepolymer was susceptible to aminolysis and transesterification unlike  $\epsilon$ -caprolactone and glycolide/trimethylene carbonate prepolymers.

- 30 The invention is directed to novel biomedical polyurethanes, suitable for implants, not having the disadvantages discussed above.
- Further it is an aspect of the invention to provide a novel intermediate for this polyurethane, as well as a novel way of producing the polyurethane.

In a first aspect the invention is directed to novel biomedical polyurethanes, based on diisocyanate linked polyester (co)polymer and diol components, said diol component having a uniform block-length.

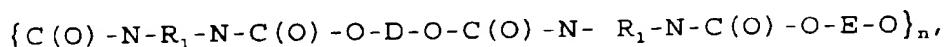
5 According to a preferred embodiment, the polyurethane  
may be represented by the following formula:



10 wherein the B denote diisocyanate moieties, A denotes a polyester moiety, C denotes a diol moiety and n is the number of recurring units.

In a most preferred embodiment the polyurethane consists of repeating units of the following formula

15



wherein R<sub>1</sub> is an n-butylene moiety, D is a polyester moiety, E is an n-butylene diol, an n-hexylene diol or a diethylene glycol based moiety and n indicates the number of repeating units.

With respect to the above formulae it is to be noted that they represent the recurring units of the polyurethane. The endgroups are not represented thereby. The nature of the endgroups will vary according to the type of (co)polyester and diol, as well as with the production process.

Further preferred embodiments of the invention are indicated in the dependent claims.

The products of the present invention show a good balance between the properties necessary for use thereof in biomedical applications, such as good modulus, tensile strength and compression modulus. It has been found possible to process these materials into porous implants by salt-leaching and freeze-drying, resulting in a material having macropores in the range of 150  $\mu\text{m}$  to 300  $\mu\text{m}$ . The material can

also be produced in situ in an extruder, even in combination with generating macropores in situ.

As has been indicated above, the conventional methods of producing polyurethanes may result in transesterification and aminolysis, with the consequence that the material has insufficiently balanced properties. More in particular the uniformity of block-length gets lost, resulting in loss of phase separation. The consequence thereof is that the mechanical properties deteriorate to a level below that which is acceptable for numerous biomedical applications.

As has been indicated above, the polyurethane of the invention comprises in the most general form diisocyanate linked diol and polyester, more in particular linear random copolyester, components. The nature of the diol component is very important, especially with respect to the uniformity of the block-length. The diol and the (linear random co)polyester are connected to each other by diisocyanate, more in particular 1,4-butane diisocyanate.

The polyurethane of the present invention can be prepared by different processes. In a first process the diol component, i.e. the butanediol, hexanediol or diethylene glycol, or the reaction product of two molecules of the said diol with 1,4-butanediisocyanate (BDO-BDI-BDO), is reacted with an isocyanate terminated polyester, i.e. the reaction product of the random polyester with an excess of BDI (BDI-polyester-BDI). By selection of the reaction conditions (temperature, time, catalyst, and the like) the molecular weight of the polyurethane may be selected.

In the alternative the diol component is end-capped with the BDI and reacted with the random copolyester.

According to a further method it is possible to end-cap the polyester with the isocyanate endcapped diol component resulting (in the case of a dihydroxy terminated polyester) in a prepolymer of the following composition:

This prepolymer can subsequently be reacted with water to yield a polyurethane urea according to the invention. This process provides the possibility to generate porous materials *in situ*, for example by mixing the prepolymer with salt and water, and letting the material react for some time at a suitable temperature. After leaching the salt from the material a porous polyurethane urea has been obtained, whereby part of the pores are provided by the salt and part by the CO<sub>2</sub> generated in the reaction of the prepolymer with the water.

The reactions between the various components are carried out under the conditions known to be suitable for the preparation of polyurethanes.

These processes all result in a useful biomedical polyurethane, having the advantageous properties cited above.

After the preparation of the base material it is possible to process it further, e.g. from a solution in an organic solvent such as dioxane, into shaped materials. For some applications it is useful to have a porous structure. This can be obtained by the method as described in De Groot et al, Use of biodegradable polymer implants in meniscus reconstruction, Colloid Polym. Sci., 1990, 268, 1073-1081. In case of the use of the polyurethane of the invention in meniscus reconstruction, it is useful to have porosities of 50 to 99 vol.%.

The diol component to be used in the present invention has to meet the requirement of uniform block-length. In practice this will mean that at least 90%, preferably at least 98% of the diol component molecules will have the same block-length. Suitable diol components can be based on 1,4-butanediol, 1,6-hexanediol or diethylene glycol. It is possible to use the diol as such, but it is also possible to use a reaction product of a diisocyanate (e.g. 1,4-butanediisocyanate) and two molecules of the diol (BDO-BDI-BDO). Optionally one may end-cap this reaction product with two molecules of BDI, resulting in a five-block, that

can be used in the reaction with the linear random copolyester.

The polyester to be used in accordance with the invention will preferably be linear, more in particular be a random copolyester, and will have reactive endgroups. These endgroups may be hydroxyl or carboxyl. It is preferred to have a dihydroxy terminated copolyester, but hydroxy-carboxyl or dicarboxyl terminated copolyesters can also be used. The nature of the endgroups is determined by the type of comonomers, the amounts thereof, the type of starter (if used), and the reaction conditions.

Suitable monomers for the polyester are the cyclic monomers that can be polymerised under ring-opening polymerisation conditions. Examples are lactides, glycolides, trimethylene carbonate and/or  $\epsilon$ -caprolacton. Preferred are lactide (D, L, D-L, meso) and  $\epsilon$ -caprolacton. More in particular a linear random copolyester having about equimolar amounts of  $\epsilon$ -caprolacton and L-Lactide is preferred. Other possibilities include polyesters based on succinic acid and ethylene glycol or 1,4-butanediol, or on (co)polyesters of lactic acid. In case the polyester has to be linear, it can be prepared using a difunctional component (diol) as starter, but in case a three or higher functional polyol is used, star shaped polyesters may be obtained.

The conditions for preparing the polyesters are those known in the art.

The invention is now elucidated on the basis of the examples.

30

## Experimental

### Materials

L-lactide, poly(L-lactide) and poly( $\epsilon$ -caprolactone) was obtained from Hycail bv. (Noordhorn, The Netherlands) and 35 used without purification.  $\epsilon$ -Caprolactone (Jansen Chimica, Belgium) was dried with CaH<sub>2</sub> and distilled under nitrogen

pressure prior to use. The catalysts, stannous octoate ( $\text{SnOct}_2$ ) and dibutyl stannous dilaurate (DBTDL) were obtained from Sigma Corp. USA and were used directly from the supplier. 1,4-Butane diisocyanate (DSM, Geleen, The Netherlands) was distilled under reduced nitrogen pressure. 1,4-butanediol (BDO, Acros Organics) from 4 $\text{\AA}$  molecular sieves, dimethyl sulfoxide (DMSO, Acros Organics) from  $\text{CaH}_2$ .

### *Prepolymer synthesis*

For the 50/50 L-lactide and  $\epsilon$ -caprolactone, 20 gram of L-lactide (0.14 mol) was mixed with 16 gram  $\epsilon$ -caprolactone (0.14 mol) under nitrogen atmosphere. 0.84 gram butanediol (9.3 mmol) and 40 mg stannous octoate were added as initiator and catalyst respectively. The mixture was polymerized for 24 hours at 130°C.  $^1\text{H-NMR}$  showed complete conversion.

### *Block synthesis*

The isocyanate terminated urethane block (BDI/BDO/BDI) was prepared by reaction of butanediol with a six-fold excess of butanediisocyanate at 80°C without catalyst for 5 hours. The excess diisocyanate was removed by washing with dry hexane.

The hydroxyl terminated urethane block (BDO/BDI/BDO) was prepared by mixing butanediisocyanate with a six-fold butanediol excess of at 80°C without catalyst. The excess butanediol was removed by washing with dry hexane.

## Polymerization

30 The prepolymer (50/50 ε-caprolactone/L-lactide) or  
the diisocyanate end-capped prepolymer was dissolved in DMSO.  
The chain extender butanediol or block were dissolved in  
DMSO. The chain extender solution was added drop wise to the  
35 prepolymer solution under mechanical stirring. The total  
polymer concentration after chain extension was 5 w/w% in the

case of butanediamine, 30 w/w% in the case of the isocyanate terminated block and 50 w/w% for butanediol and the hydroxyl terminated block.

5           *Characterization*

Intrinsic viscosity's were measured using a Ubbelohde viscometer.

Calorimeter studies were carried out with a Perkin 10 Elmer DSC 7 calorimeter. The scanning rate was 10°C per minute.

<sup>1</sup>H-NMR (200 MHz) was used to characterize the blocks. Tear strength and hysteresis were determined.

15           **Table 1**

	<b>Prepolymer</b>	<b>chain-extender</b>
a	Isocyanate terminated prepolymer*	BDO
b	Prepolymer'	BDI/BDO/BDI
c	Isocyanate terminated prepolymer*	BDO/BDI/BDO

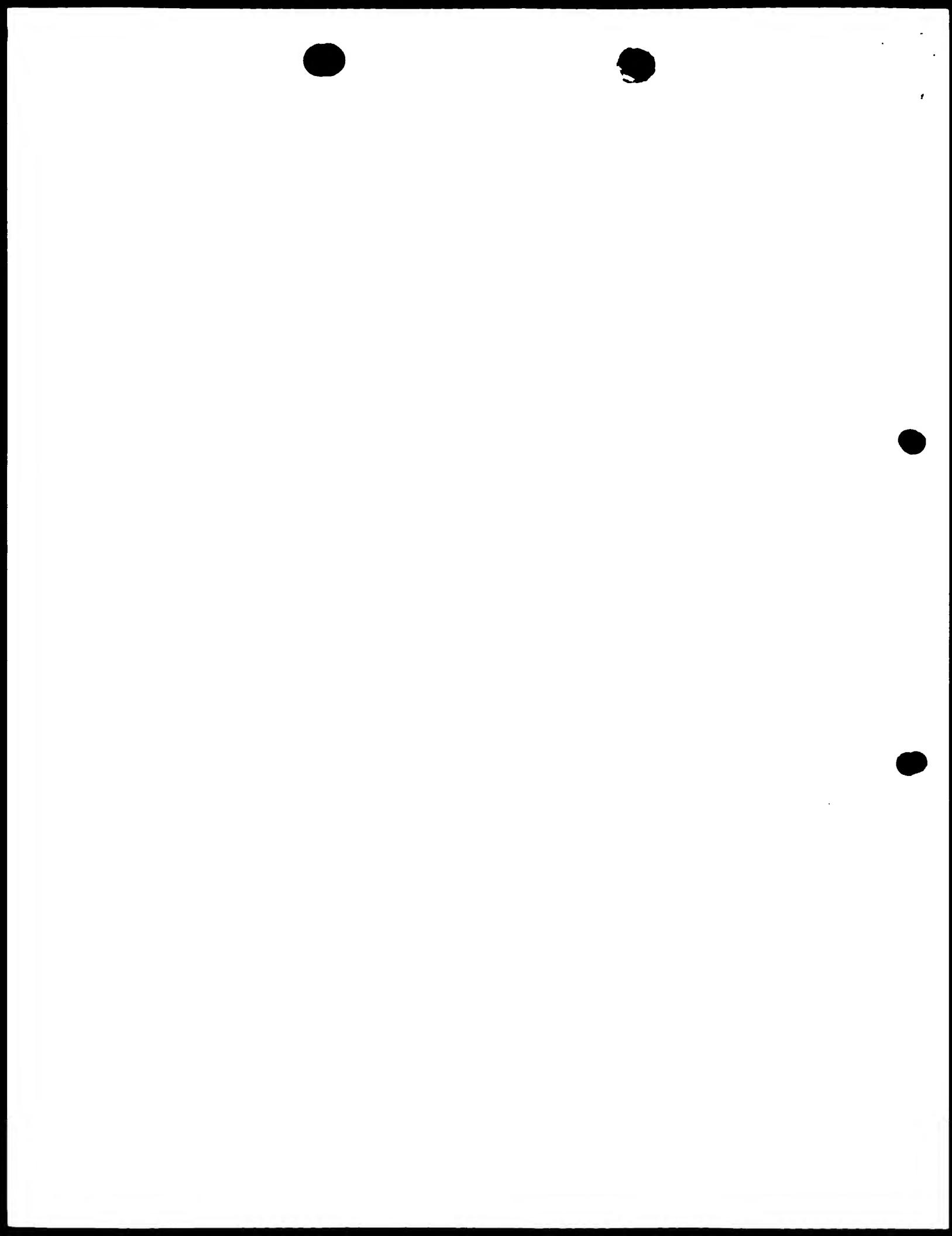
\*50/50 L-lactide/ε-caprolactone 2000

When the butanediisocyanate terminated prepolymer was chain extended with a BDI-BDO-BDI block (table 1, b), a 20 polymer with an intrinsic viscosity of 1.0 dl/g could be made. The DSC thermogram of the polymer is shown in figure 1. The mechanical properties of the products based on a-c (table 1) are presented in table 2.

Table 2

[η] (dl/g)	Modulus (MPa)	Tensile Strength (MPa)	Strain at break (%)	T <sub>m</sub> (°C)	ΔH (J/g)	T <sub>g</sub> (°C)	Permanent Deformation (%)
1.8	12	12	750	53	5.5	-9	13.5
1.0	60	23	640	50, 92	8.6, 4.6	-21	13.5
2.0	62	44	560	49, 112	2.3, 16	-5	10.0

These experiments show that the method b of table 1 provides products with better mechanical properties, than 5 method a.



Claims

1. Biomedical polyurethane based on diisocyanate linked polyester polymer and diol components, said diol component having a uniform block-length.
2. Biomedical polyurethane according to claim 1, having  
5 the following formula:

$$\{A-B-C-B\}_n$$

10 wherein the B denotes diisocyanate moieties, A denotes a polyester moiety, C denotes a diol moiety and n is the number of recurring units.

3. Biomedical polyurethane according to claim 1 or 2 consisting of repeating units of the following formula  
15 
$$\{C(O)-NH-R_1-NH-C(O)-O-D-O-C(O)-NH-R_1-NH-C(O)-O-E-O\}_n,$$

wherein R<sub>1</sub> is an n-butylene moiety, D is a polyester moiety, E is an n-butylene diol, an n-hexylene diol or a diethylene glycol based moiety and n indicates the number of repeating  
20 units.

4. Polyurethane according to claim 1-3, wherein E is diol or an XYX reaction product of diol (X) and 1,4-butane-diisocyanate (Y).

25 5. Polyurethane according to claim 1-4, wherein the blocklength is the same for at least 90%, more in particular at least 98% of the diol units.

6. Polyurethane according to claim 1-5, wherein the polyester is based on a polyester prepared by ringopening polymerisation, preferably a random copolyester.

30 7. Polyurethane according to claim 6, wherein the random copolyester is a copolyester of lactide, glycolide, trimethylene carbonate and/or ε-caprolacton.

8. Polyurethane according to claim 1-6, wherein the polyester is based on lactic acid, succinic acid, diethylene glycol, 1,4-butanediol, 1,6-hexanediol and/or diethylene glycol.

5 9. Polyurethane according to claim 1-8, obtainable by a process comprising reacting the polyester and an isocyanate endcapped diol component, the ratio of polyester endgroups to isocyanate groups being at least two, followed by reacting the resulting prepolymer with water.

10 10. Polyurethane according to claim 7, based on a copolyester of lactide and  $\epsilon$ -caprolacton containing 5 to 95, preferably 40-60 % of units of lactide and 5 to 95, preferably 40-60 % of units of  $\epsilon$ -caprolacton, based on number.

15 11. 1,4-Butanediol, 1,6-hexane diol, or diethyleneglycol based diol component having a uniform blocklength, said component being an XYX reaction product of diol (X) and 1,4-butane-diisocyanate (Y).

12. Process for the preparation of a biomedical polyurethane according to claim 1-9 or 11, wherein the diol component is reacted with the reaction product of at least two moles of diisocyanate and the polyester.

20 13. Process for the preparation of a biomedical polyurethane according to claim 1-9 or 11, wherein the random copolymer is reacted with the reaction product of at least two moles of diisocyanate and the diol component.

25 14. Process for the production of implants comprising producing

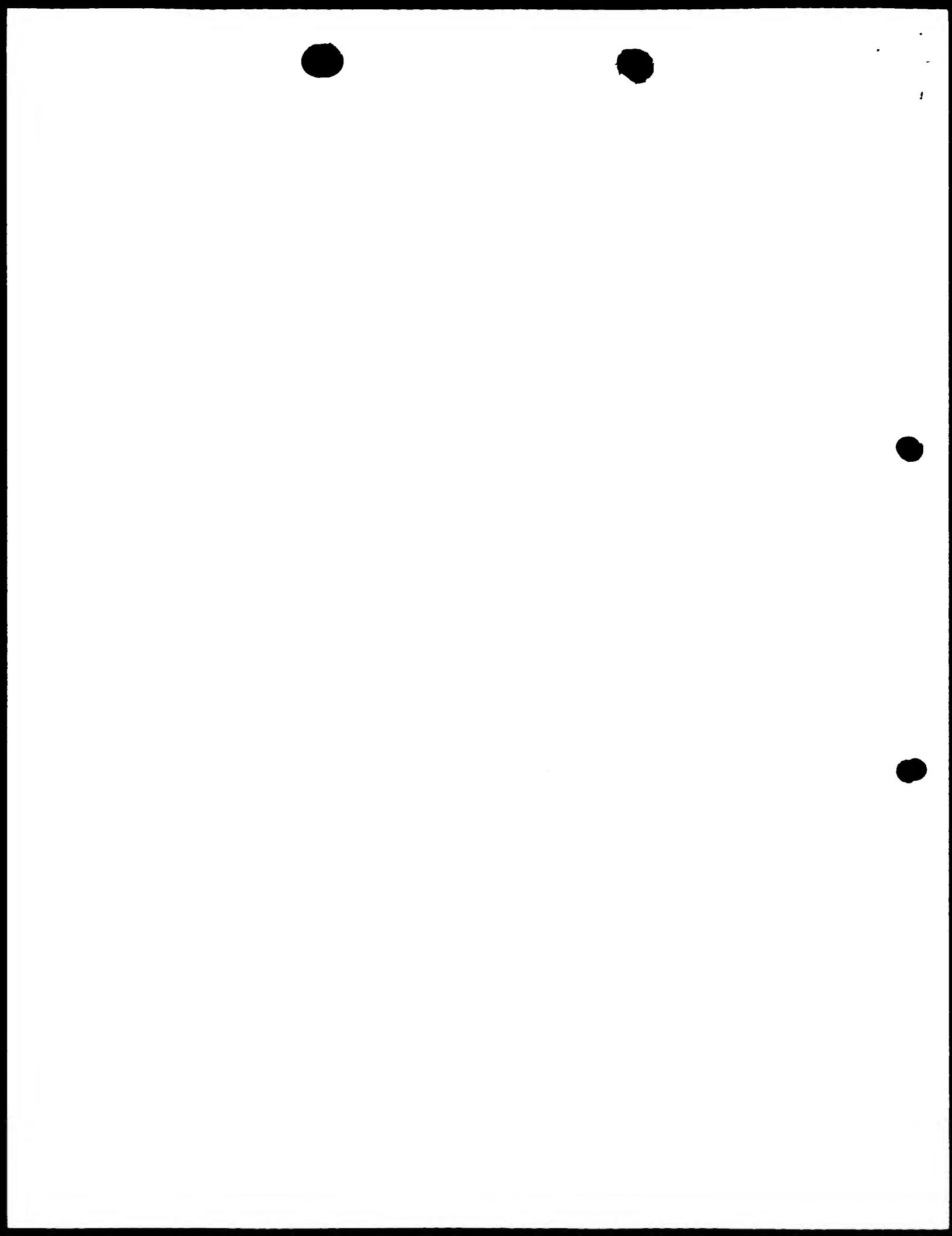
15. Implants based on the biomedical polyurethanes according to claim 1-10, having a porosity of 50 to 99 vol.%.

30 16. Use of a polyurethane according to claim 1-10, as biodegradable polymer implant in meniscus reconstruction.

Title: Biomedical polyurethane, its preparation and use.

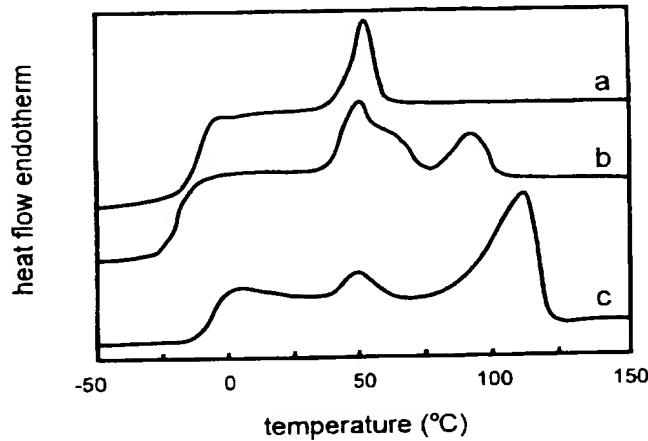
Abstract

The invention is directed to a novel biomedical polyurethane based on diisocyanate linked polyester polymer and diol components, said diol component having a uniform block-length.



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**Figure 1.** DSC thermogram of different  $\epsilon$ -caprolactone and L-lactide based polyurethanes. a: Butanediisocyanate terminated copolymer prepolymer, chain extended with butanediol. b: Copolymer chain extended with butanediisocyanate end-capped butanediol block. c: 1,4-Butanediisocyanate terminated copolymer prepolymer, chain extended with butanediol end-capped 1,4-butanediisocyanate block.

